

1 Albert R. Salman  
2 c/o P. O. Box 7492  
3 Reno, Nevada PZ#89510  
4 775-673-4308 (H)  
5 775-972-0919 (W)

FILED  
60 JAN 24 1999  
FBI-RENO

6 UNITED STATES DISTRICT COURT

7 DISTRICT OF NEVADA

8 \* \* CV-N-00-0037-DWH-PHA

9 Albert R. Salman,

10 Plaintiff,

11 vs.

12 ROBERT E. ROSE,

13 Defendant./

COMPLAINT FOR  
VIOLATION OF  
42 U.S.C. 1983

TRIAL BY JURY DEMANDED

14 COMES NOW the Plaintiff, Albert R. Salman, In Propria Personae  
15 and Sui-Juris, and for cause of action against the Defendant  
16 complains and alleges as follows:

17 I

18 That Plaintiff is located within the County of Washoe, State  
19 of Nevada.

20 II

21 That the Defendant is located in Carson City, Nevada, and at  
22 all times herein mentioned was not in his official judicial  
23 capacity.

24 III

25 That this Court has jurisdiction over this action pursuant to:  
26 the Trading With The Enemy Act of October 6, 1917, originally and  
27 as amended; Presidential Proclamation No. 2038, March 5, 1933;

1 Presidential Proclamation No. 2039, March 6, 1933; Presidential  
2 Proclamation No. 2040, March 6, 1933; 28 U.S.C. 1331; and 28 U.S.C.  
3 1343 (a)(1),(2), (3) and (4).

4 IV

5 That on March 24, 1999, Plaintiff filed criminal charges  
6 against the Defendant, ROBERT E. ROSE, in his capacity as Justice  
7 of the Supreme Court of the State of Nevada. These criminal  
8 charges were filed pursuant to Nevada Revised Statutes 1.225 and  
9 the Nevada Rules of Appellate Procedure, Rule 35. EXHIBIT #1.  
10 These criminal charges have never been, to date, adjudicated  
11 pursuant to Nevada Revised Statutes 1.225.

12 V

13 On or about January 7, 2000. Defendant, ROBERT E. ROSE,  
14 knowingly, willingly and intentionally, issued ORDER, EXHIBIT #2.  
15 Plaintiff contends that Defendant issued said ORDER, under color of  
16 law, with complete and total knowledge that he did not have  
17 jurisdiction or standing as a judicial officer in Supreme Court of  
18 the State of Nevada Case No. 32704 because the criminal charges,  
19 pursuant to Nevada Revised Statutes 1.225, have never been  
20 adjudicated. That because of the deliberate actions of Defendant,  
21 ROBERT E. ROSE, Plaintiff has been damaged in an amount in excess  
22 of Ten Thousand and 00/100 Dollars (\$10,000.00).

23 WHEREFORE, Plaintiff prays judgment against the Defendant as  
24 hereinafter set forth:

25 SECOND CLAIM FOR RELIEF

26 VI

27 That Plaintiff sets forth hereunder each and every allegation  
28

1 set forth above in count one of his complaint as if set forth in  
2 haec verba.

3 VII

4 On or about January 7, 2000, Defendant, ROBERT E. ROSE,  
5 knowingly, willingly and intentionally, acting without jurisdic-  
6 tion, issued ORDER, EXHIBIT #2. Defendant is attempting, under  
7 color of law, to deny to Plaintiff his Nevada Constitutionally  
8 Protected Rights, pursuant to Article 1, Section 8, and Article 6,  
9 Section 4, Plaintiff's Rights to appear and defend in person in any  
10 court in Nevada. That because of the deliberate actions of  
11 Defendant, ROBERT E ROSE, Plaintiff has been damaged in an amount  
12 in excess of Ten Thousand and 00/100 Dollars  
13 (\$10,000.00).

14 WHEREFORE, Plaintiff prays judgment against the Defendants as  
15 hereinafter set forth:

16 THIRD CLAIM FOR RELIEF

17 VIII

18 That Plaintiff sets forth hereunder each and every allegation  
19 set forth above in count one and two of his complaint as if set  
20 forth in haec verba.

21 IX

22 On or about January 7, 2000, Defendant, ROBERT E. ROSE,  
23 knowingly, willingly and intentionally acting without jurisdiction,  
24 issued ORDER, EXHIBIT #2. Defendant is attempting, under color of  
25 law, to deny to Plaintiff his United States Constitutional and  
26 Nevada Constitutionally Protected Rights to Contract or Not to  
27 Contract. That because of the deliberate actions of Defendant,  
28

1 ROBERT E ROSE, Plaintiff has been damaged in an amount in excess of  
2 Ten Thousand and 00/100 Dollars (\$10,000.00).

3 Trial by jury is hereby demanded.

4 WHEREFORE, Plaintiff prays judgment against the Defendant as  
5 follows:

6 1. In Count One for damages against the Defendant, ROBERT E.  
7 ROSE, in an amount in excess of Ten Thousand and 00/100 Dollars  
8 (\$10,000.00);

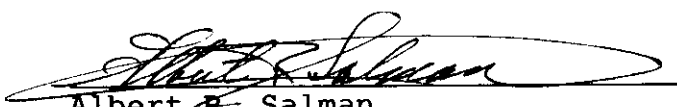
9 2. In Count Two for damages against the Defendant, ROBERT E.  
10 ROSE, in an amount in excess of Ten Thousand and 00/100 Dollars  
11 (\$10,000.00);

12 3. In Count Three for damages against the Defendant, ROBERT  
13 E. ROSE, in an amount in excess of Ten Thousand and 00/100 Dollars  
14 (\$10,000.00);

15 4. For costs of this suit; and

16 5. For such other and further relief as the Court deems to be  
17 appropriate.

18 DATED: this 24th day of January 2000.

19  
20   
21 Albert R. Salman  
22 c/o P. O. Box 7492  
23 Reno, Nevada PZ#89510  
24  
25  
26  
27  
28

ORIGINAL

RECEIVED  
JAN 24 1999  
CLERK OF SUPREME COURT

IN THE SUPREME COURT OF THE STATE OF NEVADA

Albert R. Salman,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

RETURNED  
UNFILED

No. 32704

JAN 07 2000

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

CRIMINAL CHARGES AGAINST JUSTICE ROBERT ROSE FOR:  
ALTERING AND MISREPRESENTING CASE TO THE PUBLIC;  
N.R.S. 193.330, 1; N.R.S. 195.030, 1; N.R.S. 199.120, 1;  
N.R.S. 199.170; N.R.S. 199.290, 1; and N.R.S. 199.480, 3.

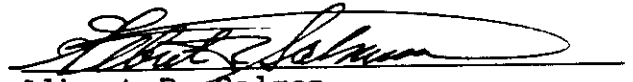
COMES NOW the Appellant, Albert R. Salman, In Propria Personae and Sui-Juris, pursuant to Article I, Section 8, of the Nevada Constitution, and hereby, pursuant to N.R.S. 1.225 and Nevada Rules of Appellate Procedure, Rule 35, submits these criminal charges against JUSTICE ROBERT ROSE. The Supreme Court of the State of Nevada has not heard any of these criminal charges, has not heard any arguments or considered any contested matter in this instant case.

These CRIMINAL CHARGES AGAINST JUSTICE ROBERT ROSE are based upon the supporting affidavits, the supporting brief of legal points and authorities and the complete record of this instant case.

Based thereon, Albert R. Salman, the Appellant, respectfully

1 DEMANDS that JUSTICE ROBERT ROSE proceed no further herein and that  
2 another justice be assigned to hear this proceeding.

3 DATED; this 22nd day of March 1999.

4  
5   
6 Albert B. Salman  
7 Appellant  
8 c/o P. O. Box 7492  
9 Reno, Nevada [89510]  
10 702-673-4308  
11  
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S U P P O R T I N G   A F F I D A V I T

STATE OF NEVADA       )  
                                  ) ss:  
COUNTY OF WASHOE     )

I, Albert R. Salman, duly sworn, deposes and says:

1. That I am the Appellant in the above entitled case;

2. That I was the Appellant in the case entitled Salman v. Newell, 110 Nev. 1333, 885 P2d 607 (1994);

3. That I personally know that JUSTICE ROBERT ROSE had knowingly, willingly and intentionally altered and misrepresented the case authority of Jones v. Niagara Frontier Trans. Auth., 722 F.2d 20 (2d Cir. 1983) to deny to the Appellant Salman in Salman, supra. his contractual, fiducial and statutory Rights to represent a Trust in the courts of Nevada by adding the words "nor a trust" to the decision rendered in Jones, supra.;

4. That I personally know that JUSTICE ROBERT ROSE had knowingly, willingly and intentionally altered and misrepresented the case authority of Jones v. Niagara Frontier Trans. Auth., 722 F.2d 20 (2d Cir. 1983) which constitutes an obvious, willful, corrupt and inexcusable attempt to prejudice the public of the State of Nevada and denying, to the Appellant Salman, Due Process of Law by willfully exhibiting to the public of the State of Nevada an incompetent and prejudicial decision;

5. That I personally know that JUSTICE ROBERT ROSE had knowingly, willingly and intentionally altered and misrepresented the case authority of Jones v. Niagara Frontier Trans. Auth., 722 F.2d 20 (2d Cir. 1983) as a frivolous, vexations and sham case to the public of the State of Nevada under the guise of color of law

1 and in violation of the law;

2 6. That I personally know that JUSTICE ROBERT ROSE, in  
3 violation of N.R.S. 193.330, section 1, did knowingly, willingly  
4 and intentionally cause or intended to be caused the falsification  
5 of government documents in the case of Salman v. Newell, 110 Nev.  
6 1333, 885 P2d 607 (1994), with the malice of forethought and  
7 intention to do contractual and fiduciary harm to me as the  
8 Appellant in Salman, supra.;

9 7. That I personally know that JUSTICE ROBERT ROSE, in  
10 violation of N.R.S. 195.030, section 1, did knowingly, willingly  
11 and intentionally aid JUSTICE CLIFF YOUNG in keeping and securing  
12 his position as a JUSTICE of the Supreme Court of the State of  
13 Nevada knowing that JUSTICE CLIFF YOUNG, since his latest illness,  
14 has become senile and mentally incompetent which bars JUSTICE CLIFF  
15 YOUNG from holding the august office of JUSTICE OF THE SUPREME  
16 COURT OF THE STATE OF NEVADA.

17 8. That I personally know that JUSTICE ROBERT ROSE, in  
18 violation of N.R.S. 199.120, section 1, did knowingly, willingly  
19 and intentionally render the decision in Salman v. Newell, 110 Nev.  
20 1333, 885 P2d 607 (1994), and make an unqualified statement of that  
21 which he did not know to be true with the malice of forethought and  
22 with the intention to do contractual and fiduciary harm to me as  
23 the Appellant in Salman, supra.;

24 9. That I personally know that JUSTICE ROBERT ROSE, in  
25 violation of N.R.S. 199.170, section 1, did knowingly, willingly  
26 and intentionally violate his Oath of Office when JUSTICE ROBERT  
27 ROSE rendered the decision in Salman v. Newell, 110 Nev. 1333, 885



1 P2d 607 (1994);


2 10. That I personally know that JUSTICE ROBERT ROSE, in  
3 violation of N.R.S. 199.290, section 1, did knowingly, willingly  
4 and intentionally conceal the fact that JUSTICE CLIFF YOUNG since  
5 his latest illness, has become senile and mentally incompetent  
6 which bars JUSTICE CLIFF YOUNG from holding the august office of  
7 JUSTICE OF THE SUPREME COURT OF THE STATE OF NEVADA. This was done  
8 so that JUSTICE CLIFF YOUNG could remain as a JUSTICE OF THE  
9 SUPREME COURT OF NEVADA entitling JUSTICE YOUNG to the numerous  
10 benefits of that august office for which JUSTICE CLIFF YOUNG is not  
11 entitled;

12 11. That I personally know that JUSTICE ROBERT ROSE, in  
13 violation of N.R.S. 199.480, section 3 and in conjunction with the  
14 other JUSTICES OF THE SUPREME COURT OF NEVADA, did knowingly,  
15 willingly and intentionally conceal the fact that JUSTICE CLIFF  
16 YOUNG since his latest illness, has become senile and mentally  
17 incompetent which bars JUSTICE CLIFF YOUNG from holding the august  
18 office of JUSTICE OF THE SUPREME COURT OF THE STATE OF NEVADA so  
19 that JUSTICE CLIFF YOUNG could remain as a JUSTICE OF THE SUPREME  
20 COURT OF NEVADA entitling JUSTICE YOUNG to the numerous benefits of  
21 that august office for which JUSTICE CLIFF YOUNG is not entitled;

22 12. That the undersigned declares that he is the Appellant  
23 named in the foregoing Criminal Charges against Justice Robert Rose  
24 and knows the contents thereof; that the pleading is true of his  
25 own knowledge, except as to those matters stated on information and  
26 belief, and that as to such matters he believes it to be true.

27 DATED: this 22nd day of March 1999.

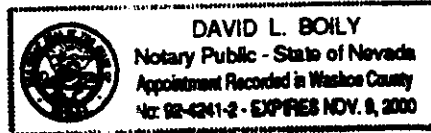
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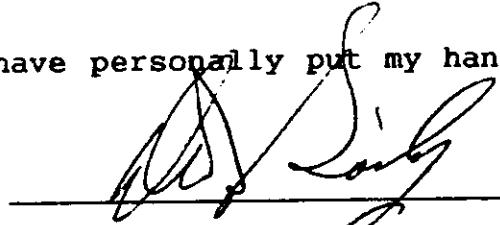
  
Albert R. Salman  
Affiant

STATE OF NEVADA     )  
                                  ) ss:  
COUNTY OF WASHOE    )

On the 22<sup>nd</sup> day of MARCH, 1999, before me,  
the undersigned, a Notary Public in and for the County of Washoe,  
State of Nevada, duly commissioned and sworn, personally appeared  
Albert R. Salman, known to be to be the person whose name is  
subscribed to the within instrument, and who acknowledged to me  
that he executed the same freely and voluntarily and for the uses  
and purposes herein mentioned.

WITNESS that on this day I have personally put my hand and  
official seal.



  
NOTARY PUBLIC

1                    SUPPORTING BRIEF OF LEGAL POINTS AND AUTHORITIES

2 CHARGE #1. JUSTICE ROBERT ROSE ALTERED AND MISREPRESENTED A COURT  
 3                    DECISION TO THE PUBLIC OF THE STATE OF NEVADA.

4            Albert R. Salman personally knows that JUSTICE ROBERT ROSE  
 5 did knowingly, willingly and intentionally alter, falsify and  
 6 misrepresent to the public of the State of Nevada the decision that  
 7 was rendered in Jones v. Niagara Frontier Trans. Auth., 722 F.2d 20  
 8 (2d Cir. 1983). This Jones decision was utilized by JUSTICE ROBERT  
 9 ROSE in Salman v. Newell, 110 Nev. 1333, 885 P2d 607 (1994) to deny  
 10 to Albert R. Salman his contractual, fiduciary and statutory Right  
 11 to represent a trust in the courts of the State of Nevada.

12            Albert R. Salman personally knows that JUSTICE ROBERT ROSE  
 13 did knowingly, willingly and intentionally, by the fraudulent  
 14 Salman, supra. decision, amend the Constitution of the State of  
 15 Nevada, Article 3, Section 1; Article 4, Sections 17, 21 and 23, to  
 16 the detriment of the public of the State of Nevada and Albert R.  
 17 Salman in his capacity as trustee.

18 CHARGE #2. JUSTICE ROBERT ROSE HAS VIOLATED N.R.S. 193.330,  
 19                    SECTION 1.

20            Albert R. Salman personally knows that JUSTICE ROBERT ROSE, in  
 21 violation of N.R.S. 193.330, section 1, did knowingly, willingly  
 22 and intended or caused to be intended the falsification of  
 23 government documents in the case of Salman v. Newell, 110 Nev.  
 24 1333, 885 P2d 607 (1994), with the malice of forethought and  
 25 intention to do contractual and fiduciary harm to me as the  
 26 Appellant in Salman, supra.;

27 CHARGE #3. JUSTICE ROBERT ROSE HAS VIOLATED N.R.S. 195.030,

1                    SECTION 1.

2            Albert R. Salman personally knows that JUSTICE ROBERT ROSE, in  
3 violation of N.R.S. 195.030, section 1, did knowingly, willingly  
4 and intentionally aid JUSTICE CLIFF YOUNG in keeping and securing  
5 his position as a JUSTICE of the Supreme Court of the State of  
6 Nevada knowing that JUSTICE CLIFF YOUNG, since his latest illness,  
7 has become senile and mentally incompetent which bars JUSTICE CLIFF  
8 YOUNG from holding the august office of JUSTICE OF THE SUPREME  
9 COURT OF THE STATE OF NEVADA.

10           JUSTICE CLIFF YOUNG cannot, today, understand the Oath of  
11 Office that he swore to when he was elected to the Supreme Court of  
12 the State of Nevada. JUSTICE CLIFF YOUNG, today, cannot, pursuant  
13 to the Nevada Constitution, uphold the laws of the State of Nevada  
14 as defined by N.R.S. 199.170.

15 CHARGE #4. JUSTICE ROBERT ROSE HAS VIOLATED N.R.S. 199.120,

16                    SECTION 1.

17           Albert R. Salman personally knows that JUSTICE ROBERT ROSE, in  
18 violation of N.R.S. 199.120, section 1, did knowingly, willingly  
19 and intentionally render the decision in Salman v. Newell, 110 Nev.  
20 1333, 885 P2d 607 (1994), and make an unqualified statement of that  
21 which he did not know to be true with the malice of forethought and  
22 intention to do contractual and fiduciary harm to me as the  
23 Appellant in Salman, supra.

24 CHARGE #5. JUSTICE ROBERT ROSE HAS VIOLATED N.R.S. 199.170,

25                    SECTION 1.

26           Albert R. Salman personally knows that JUSTICE ROBERT ROSE, in  
27 violation of N.R.S. 199.170, section 1, did knowingly, willingly  
28

1 and intentionally violate his Oath of Office when JUSTICE ROBERT  
2 ROSE rendered the decision in Salman v. Newell, 110 Nev. 1333, 885  
3 P2d 607 (1994) with the intention of depriving Albert R. Salman and  
4 the public of the State of Nevada their Constitutional and  
5 Statutory Right to appear in any court of the State of Nevada in  
6 the capacity as trustee.

7 JUSTICE ROBERT ROSE has further violated his Oath of Office by  
8 not informing the people of the State of Nevada that JUSTICE CLIFF  
9 YOUNG, since his latest illness, has become senile and mentally  
10 incompetent which bars JUSTICE CLIFF YOUNG from holding the august  
11 office of JUSTICE OF THE SUPREME COURT OF THE STATE OF NEVADA.

12 CHARGE #6. JUSTICE ROBERT ROSE HAS VIOLATED N.R.S. 199.290,

13 SECTION 1.

14 Albert R. Salman personally knows that JUSTICE ROBERT ROSE, in  
15 violation of N.R.S. 199.290, section 1, has knowingly, willingly  
16 and intentionally concealed the fact that JUSTICE CLIFF YOUNG,  
17 since his latest illness, has become senile and mentally  
18 incompetent, which bars JUSTICE CLIFF YOUNG from holding the august  
19 office of JUSTICE OF THE SUPREME COURT OF THE STATE OF NEVADA so  
20 that JUSTICE CLIFF YOUNG could remain as a JUSTICE OF THE SUPREME  
21 COURT OF NEVADA entitling JUSTICE YOUNG to the numerous benefits of  
22 that august office for which JUSTICE CLIFF YOUNG is not entitled.

23 CHARGE #7. JUSTICE ROBERT ROSE HAS VIOLATED N.R.S. 199.480,

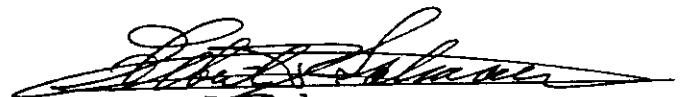
24 SECTION 3.

25 Albert R. Salman personally knows that JUSTICE ROBERT ROSE, in  
26 violation of N.R.S. 199.480, section 3 and in conjunction with the  
27 other JUSTICES OF THE SUPREME COURT OF NEVADA, did knowingly,

28

1 willingly and intentionally conceal the fact that JUSTICE CLIFF  
2 YOUNG, since his latest illness, has become senile and mentally  
3 incompetent which bars JUSTICE CLIFF YOUNG from holding the august  
4 office of JUSTICE OF THE SUPREME COURT OF THE STATE OF NEVADA so  
5 that JUSTICE CLIFF YOUNG could remain as a JUSTICE OF THE SUPREME  
6 COURT OF NEVADA entitling JUSTICE YOUNG to the numerous benefits of  
7 that august office for which JUSTICE CLIFF YOUNG is not entitled;

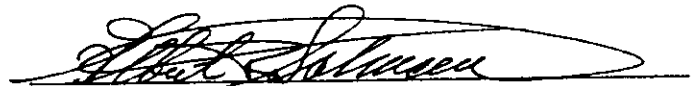
8 DATED: this 22nd day of March 1999.

9  
10 

11 Albert R. Salman  
12 Appellant  
13 c/o P. O. Box 7492  
14 Reno, Nevada [89510]  
15 702-673-4308  
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CERTIFICATE OF APPELLANT

Under penalties of perjury, the undersigned declares that he is the Appellant named in the foregoing Criminal Charges Against JUSTICE ROBERT ROSE and knows the contents thereof of the Charges and Supporting Documents; that the Charges are true of his own knowledge based on personal investigation; that the Appellant believes all grounds asserted to be legally valid and all supporting factual allegations to be true; that the Charges are made in good faith and not for purposes of delay or for other improper motive.

  
Albert R. Salman  
Appellant

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALBERT RICHARD SALMAN,

No. 32704

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

FILED

JAN 07 2000

*J. Richards*

ORDER

This is a proper person appeal from a judgment of conviction entered pursuant to a jury verdict of fifteen counts of being an ex-felon in possession of a firearm. The district court imposed fifteen concurrent terms of twelve to thirty-six months. The district court suspended the sentences and placed appellant on probation for an indeterminate period not to exceed eighteen months. Appellant represented himself in the district court proceedings.

On July 14, 1998, appellant filed a proper person notice of appeal from the judgment of conviction. On September 11, 1998, we remanded this matter to the district court for the limited purpose of securing counsel for appellant. If the district court found appellant to be indigent, we ordered the district court to appoint counsel to represent appellant within thirty days. Otherwise, we directed the district court to order that appellant must retain counsel and counsel must enter an appearance in the district court within thirty days.

On September 18, 1998, the district court determined that appellant had "previously advised this court that he is not indigent and therefore does not qualify for the appointment of counsel." The district court ordered that appellant must retain counsel and counsel must enter an appearance within thirty days.

On March 15, 1999, appellant submitted to this court a proper person demand to pursue this appeal in proper person. In this proper person document, appellant argues that he has a constitutional right to appear in this court and pursue this appeal in proper person.

EXHIBIT #3



IN THE SUPREME COURT OF THE STATE OF NEVADA

ALBERT RICHARD SALMAN,

No. 32704

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

FILED

JAN 07 2000

*J. Richards*

ORDER

This is a proper person appeal from a judgment of conviction entered pursuant to a jury verdict of fifteen counts of being an ex-felon in possession of a firearm. The district court imposed fifteen concurrent terms of twelve to thirty-six months. The district court suspended the sentences and placed appellant on probation for an indeterminate period not to exceed eighteen months. Appellant represented himself in the district court proceedings.

On July 14, 1998, appellant filed a proper person notice of appeal from the judgment of conviction. On September 11, 1998, we remanded this matter to the district court for the limited purpose of securing counsel for appellant. If the district court found appellant to be indigent, we ordered the district court to appoint counsel to represent appellant within thirty days. Otherwise, we directed the district court to order that appellant must retain counsel and counsel must enter an appearance in the district court within thirty days.

On September 18, 1998, the district court determined that appellant had "previously advised this court that he is not indigent and therefore does not qualify for the appointment of counsel." The district court ordered that appellant must retain counsel and counsel must enter an appearance within thirty days.

On March 15, 1999, appellant submitted to this court a proper person demand to pursue this appeal in proper person. In this proper person document, appellant argues that he has a constitutional right to appear in this court and pursue this appeal in proper person.

EXHIBIT HA